

NC

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 604-2858 (JW) (PR)

ORIGINAL

Office of the Clerk, U.S. District Court
 Northern Dist. of CA,
 280 South First Street 2122
 San Jose, CA 95113-3095

Filed

NOV 19 2007

RICHARD W. WIEKING
 CLERK, U.S. DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 SAN JOSE

RE: Motion of Certificate of appealability, Motion of appeal
 and In form Paupers. C-04-2858-JW-(PR) motion
 for extension of time.

Date: November 13, 2007

Dear Judge Wall:

Good day & Happy Thanksgiving to you and your family. Enclosed you will find my Motion for Certificate of Appealability. Please take note that I filed a notice of appeal, motion for extension of time to file COA, and a form of In Paupers on September 14, 2007.

Please forgive the delay and haste of the motions. Emergency Generator testing has been going on here & revealed a faulty generator which has resulted in power outages. Which here, equals to no yard, no law library. Coupled w/ a lock down due to no fault of me personally and I have literally had a grand total of 6 HRS in the law library for the last 60 days.

Please take notice that a motion for my Record to be designated to the 9th circuit is forth coming. From my reading it appears I must do that, and quickly. As I am sure you are aware, the sooner the better.

Thank you for your time Sir. Happy Holidays
 Please take notice of the mailbox rule.

Sincerely,

Roll J. Wilson